

IN THE UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT

<p>Sierra Club, et al.,</p> <p style="text-align: right;">Petitioners,</p> <p style="text-align: center;">v.</p> <p>U.S. Securities and Exchange Commission and Gary Gensler,</p> <p style="text-align: right;">Respondent.</p>	<p>No. 24-1633</p> <p><i>Consolidated with</i> Nos. 24-1522, 24-1623, 24-1624, 24-1626, 24-1627, 24-1628, 24- 1631, 24-1633, 24-1634, 24-1685</p>
<p>Natural Resources Defense Council, Inc.</p> <p style="text-align: right;">Petitioner,</p> <p style="text-align: center;">v.</p> <p>U.S. Securities and Exchange Commission,</p> <p style="text-align: right;">Respondent.</p>	<p>No. 24-1623</p> <p><i>Consolidated with</i> Nos. 24-1522, 24-1624, 24-1626, 24-1627, 24-1628, 24-1631, 24- 1633, 24-1634, 24-1685</p>

**PETITIONERS SIERRA CLUB, SIERRA CLUB FOUNDATION, AND
NATURAL RESOURCES DEFENSE COUNCIL’S RESPONSE TO
MOTIONS TO INTERVENE**

The Sierra Club and Sierra Club Foundation, the petitioners in Case No. 24-1633, and Natural Resources Defense Council (NRDC), the petitioner in Case No. 24-1623, do not oppose the motion for leave to intervene filed by Massachusetts, the District of Columbia, Arizona, Colorado, Connecticut, Delaware, Hawaii, Illinois, Maryland, Michigan, Minnesota, Nevada, New Mexico, New York, Oregon, Rhode Island, Vermont, Washington, and Wisconsin to intervene as respondents in these consolidated cases. *See* Case Nos. 24-1522 *et al.*, Motion to Intervene as Respondents (Apr. 3, 2024) [5380130]. NRDC, Sierra Club, and Sierra Club Foundation also do not

oppose the motion for leave to intervene filed by the United States Chamber of Commerce and Longview Chamber of Commerce. *See* Case Nos. 24-1623, 24-1633, Motion to Intervene as Respondents (Apr. 11, 2024) [5382776].

Dated: April 15, 2024

Respectfully submitted,

/s/ Hana Vizcarra

Hana Vizcarra

Adrienne Lee

Deena Tumeh

Earthjustice

1001 G Street, NW, Suite 1000

Washington, DC 20001

(202) 667-4500

hvizcarra@earthjustice.org

alee@earthjustice.org

dtumeh@earthjustice.org

*Counsel for Sierra Club and Sierra Club
Foundation*

/s/ Andres Restrepo [by permission]

Andres Restrepo

Sierra Club

50 F St., NW, Eighth Floor

Washington, DC 20001

(856) 240-0964

Andres.Restrepo@sierraclub.org

Counsel for Sierra Club

/s/ Thomas Zimpleman [by permission]

Thomas Zimpleman

Natural Resources Defense Council

1152 15th St. NW, Suite 300

Washington, DC 20005

Email: tzimpleman@nrdc.org

*Counsel for Natural Resources Defense
Council*

CERTIFICATE OF COMPLIANCE

I certify that this response complies with the word limit of Fed. R. App. P. 27(d)(2)(A) because it contains 129 words.

/s/ Hana Vizcarra
Hana Vizcarra

CERTIFICATE OF SERVICE

I certify that on April 15, 2024, I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the Eighth Circuit by using the CM/ECF system. I certify that all participants in the case are registered CM/ECF users, and that service will be accomplished by the CM/ECF system.

/s/ Hana Vizcarra
Hana Vizcarra